

ALEXANDER J. HADJIS (Admitted pro hac vice)
RICHARD G. GREEN (Admitted pro hac vice)
SONNENSCHEIN NATH & ROSENTHAL LLP
1301 K Street N.W.
Suite 600, East Tower
Washington, DC 20005-3364
Telephone: (202) 408-6400
Facsimile: (202) 408-6399
Email: ahadjis@sonnenschein.com
rgreen@sonnenschein.com

Attorneys for Defendants
CMC MAGNETICS CORP., HOTAN CORP., and
KHYPERMEDIA CORP.

MATTHEW D. POWERS (State Bar No. 104795)
CHRISTOPHER J. COX (State Bar No. 151650)
JEFFREY G. HOMRIG (State Bar No. 215890)
WEIL, GOTSHAL & MANGES LLP
Silicon Valley Office
201 Redwood Shores Parkway
Redwood Shores, CA 94065
Telephone: (650) 802-3000
Facsimile: (650) 802-3100
Email: matthew.powers@weil.com
chris.cox@weil.com
jeffrey.homrig@weil.com

Attorneys for Plaintiff
MATSUSHITA ELECTRIC INDUSTRIAL CO., LTD.

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

MATSUSHITA ELECTRIC INDUSTRIAL
CO., LTD.,

Case No. C 06-04538 WHA

Plaintiff,

v.

CMC MAGNETICS CORP., HOTAN
CORP., and KHYPERMEDIA CORP.,

**STIPULATION AND [PROPOSED]
ORDER AUTHORIZING
DEPOSITIONS AT THE U.S.
CONSULATE IN
OSAKA-KOBE, JAPAN**

Defendants.

1 **DEPOSITION TO BE TAKEN AT THE U.S. CONSULATE**
 2 **IN OSAKA-KOBE, JAPAN**

3 TO: ANY CONSUL OR VICE CONSUL OF THE UNITED STATES OF
 4 AMERICA ASSIGNED TO OSAKA-KOBE, JAPAN

5 This request is made in conjunction with the above-captioned lawsuit, which relates to
 6 certain U.S. patents owned by Matsushita Electric Industrial Co. (Panasonic), whether those
 7 patents are valid and enforceable, and whether those patents are infringed by CMC Magnetics
 8 Corp., (CMC) Hotan Corp., (Hotan) and Khypermedia Corp., (Kypermedia) (collectively,
 9 Defendants).

10 Upon the stipulation of the parties and pursuant to Fed. R. Civ. P. 30 and Article 17 of
 11 the United States-Japan Consular Convention, you have been duly appointed to permit, and
 12 counsel are hereby authorized to take, the oral depositions of the following witnesses, who will
 13 appear voluntarily, and to mark any documentary exhibits in connection therewith at the United
 14 States consulate in Osaka-Kobe, Japan:

14 Deponent	15 Deposition Dates¹
15 Isao Satoh, 16 Former Panasonic employee, 17 1006 Kadoma, Kadoma City 18 Osaka 571-8501, Japan 19 (MEI Business Address)	On or about January 9-10, 2007
20 Masatoshi Takao 21 Panasonic employee 22 1006 Kadoma, Kadoma City 23 Osaka 571-8501, Japan 24 (MEI Business Address)	On or about January 11-12, 2007
25 Toshimitsu Kurumizawa 26 Panasonic employee 27 1006 Kadoma, Kadoma City 28 Osaka 571-8501, Japan 29 (MEI Business Address)	On or about January 16-17, 2007
30 Sadao Mizuno 31 Panasonic employee 32 1006 Kadoma, Kadoma City 33 Osaka 571-8501, Japan 34 (MEI Business Address)	On or about January 18-19, 2007

1 These dates are subject to change upon agreement of the parties.

1 Accordingly, IT IS HEREBY ORDERED that these depositions be taken at the United
 2 States Consulate in Osaka-Kobe, Japan, before any Consul or Vice Consul of the United States,
 3 or such other consulate as may be available, on or about the dates indicated, and authority is
 4 given to mark any documentary exhibits in connection with these depositions. The testimony
 5 obtained shall be used for any and all appropriate purposes.

6 The parties hereby agree that the court reporter will distribute copies of the deposition
 7 transcript with no further involvement of the consulate.

8 Counsel for Defendants who may participate in these depositions are Alexander J.
 9 Hadjis, Steven H. Frankel, Richard Green, Laura Wytsma, Mark E. Wadrzyk, Michael Maas,
 10 David Ziskind, Yan Wang, Robert Giles, and Paul Kletzly, along with staff-members Eun-Hue
 11 (Jennifer) Choi and/or Mary Christine Eggstaff. Counsel for Panasonic who may participate in
 12 these depositions are Matthew D. Powers, Jeffrey G. Homrig, Christopher J. Cox, David Yohai,
 13 Eugene Mar, and Adam Hemlock. Hironobu Tsukamoto of Weil, Gotshal & Manges, the law
 14 firm representing Panasonic, and one or more employees of Panasonic may also attend the
 15 depositions. These proceedings may be reported by a court reporter (Delaine Hall of LAD
 16 Reporting and/or another court reporter) and may be videotaped by a videographer (Paul
 17 Diserio, Dean Harrington, and/or another videographer) chosen by CMC for this purpose. The
 18 proceedings may be translated by an interpreter (Bruce Holcombe and associates and/or another
 19 interpreter) chosen by CMC. A check interpreter chosen by Panasonic may participate in the
 20 deposition as well.

21 SO STIPULATED.

22 Dated: December 11, 2006

ALEXANDER J. HADJIS
 ahadjis@sonnenschein.com
 RICHARD G. GREEN
 rgreen@sonnenschein.com
 SONNENSCHEIN NATH & ROENTHAL LLP
 1301 K Street N.W.
 Suite 600, East Tower
 Washington, DC 20005-3364
 Telephone: (202) 408-6400
 Facsimile: (202) 408-6399

1 STEVEN H. FRANKEL (Bar No. 171919)
2 sfrankel@sonnenschein.com
3 SONNENSCHEIN NATH & ROSENTHAL LLP
4 525 Market Street, 26th Floor
San Francisco, CA 94105
Telephone: (415) 882-5000
Facsimile: (415) 882-0300

5 Attorneys for Defendants/Counterclaim Plaintiffs,
6 CMC MAGNETICS CORP., HOTAN CORP.,
KHYPERMEDIA CORP.

7
8 By: _____ /s/
9 Richard Green

10 Dated: December 11, 2006

11 MATTHEW D. POWERS (Bar No. 104795)
matthew.powers@weil.com
12 CHRISTOPHER J. COX (Bar No. 151650)
chris.cox@weil.com
13 JEFFREY G. HOMRIG (Bar No. 215890)
jeffrey.homrig@weil.com
WEIL, GOTSHAL & MANGES LLP
14 201 Redwood Shores Parkway
Redwood Shores, CA 94065
Telephone: (650) 802-3000
Facsimile: (650) 802-3100

15
16 Attorneys for Plaintiff/Counterclaim Defendant,
17 MATSUSHITA ELECTRIC INDUSTRIAL CO.,
LTD.
18

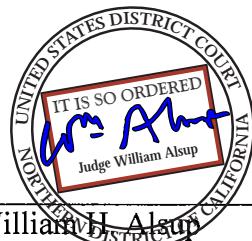
19 By: _____ /s/
20 Jeffrey G. Homrig

[27255636]

21 **ORDER**

22 PURSUANT TO STIPULATION, IT IS SO ORDERED.
23

24 Dated: December 13, 2006



25 Hon. William H. Alsup
26 United States District Court Judge
27
28